

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 2551-69

C# M#

MAERTENS, et al.

TC/A.U.

1648

Serial No. 09/995,860

Examiner: LI, BAO Q

Filed: November 29, 2003

Date: July 14, 2004

Title: PURIFIED HEPATITIS C VIRUS ENVELOPE PROTEINS FOR DIAGNOSTIC AND THERAPEUTIC USE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number  
previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number  
previously paid for 3 (at least 3) = 0 x \$ 86.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months) \$ 950.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00) \$ 0.00

☐ Please enter the previously unentered, filed

☐ Submission attached

**Subtotal \$ 950.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Attached: Amendment - Rule 181 Petition, Information Disclosure Statement, PTO 1449 Form, 14 listed references filed separately herewith 0.00

**TOTAL FEE ENCLOSED \$ 950.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8<sup>th</sup> Floor  
Arlington, Virginia 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
BJS:

NIXON & VANDERHYE P.C.  
By Atty: B. J. Sadoff, Reg. No. 36,663

Signature: 



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

MAERTENS, et al.

Atty. Ref.: 2551-69

Appl. No. 09/995,860

Group: 1648

Filed: November 29, 2001

Examiner: Li, Bao Q

For: PURIFIED HEPATITIS C VIRUS ENVELOPE PROTEINS FOR DIAGNOSTIC AND  
THERAPEUTIC USE

\* \* \* \* \*

July 14, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

07/15/2004 HVUONG1 00000101 09995860

01 FC:1253

950.00 OP

**AMENDMENT**

Responsive to the Office Action dated January 15, 2004, entry and consideration of the following amendments and remarks are requested; the period for response having been extended up to and including July 15, 2004, by submission of the requisite petition and fee, attached.

**A Rule 181 Petition is filed herewith for consideration by the Commissioner in the event the Examiner again refuses to consider all of the subject matter of the Examiner's Groups I-III together and/or examine the subject matter of claims 41 and 42 with the subject matter of the Examiner's Groups I and II.**

**Consideration of the attached Rule 181 Petition and a Decision on the same prior to issuance of a further Action from the Examiner is requested as issuance**

of a further Action prior to a Decision on the attached will likely prejudice the applicants in continuing prosecution, likely with the issuance of a final rejection which will close prosecution prior to receiving the benefit of the Commissioner's Decision which may change the subject matter which is to be examined. In such circumstances, the applicants are put in the position of either responding to a final rejection where the issue of the subject matter to be examined is still pending before the Commissioner or await the Commissioner's Decision prior to responding to the likely final rejection. In either case, the applicants will likely be required to at least pay for extension fees while awaiting the Commissioner's Decision. A Decision on the attached Petition is requested prior to the issuance of a further substantive Action from the Examiner in the event the Examiner continues in refusing to examine the subject matter of the Examiner's Groups I-III in a single application.